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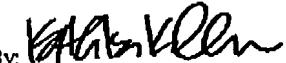
Due Date: November 24, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	David W. Kelleher	Examiner:	Khawar Iqbal
Serial No.:	09/689,245	Group Art Unit:	2617
Filed:	October 11, 2000	Docket:	G&C 139.142-US-U1
Title:	METHOD AND APPARATUS FOR CELLULAR INSTANT MESSAGING		

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited by facsimile transmission with the United States Patent and Trademark Office on September 26, 2005.

By: 
Name: Kathleen Krocik

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1, 3-11, 13, 15, 17, 19-25, 27, 29, 31, 33-39, 41, 43, 45, 47, 49, 51, 53 and 61-66 of the above-identified application, as set forth in the Office Action mailed August 24, 2007.

Please charge the amount of \$10.00 to Deposit Account No. 50-0494 to cover the Patent Office fee increase only for filing this Notice of Appeal as set forth under 37 C.F.R. § 41.20(b). The initial Appeal fee of \$500.00 was paid on March 28, 2007.

Adjustment date: 11/27/2007 SSITHIB1
03/28/2007 INTFSW 00002115 500494 09689245
02 FC:1401 500.00 CR

11/27/2007 SSITHIB1 00000061 500494 09689245

01 FC:1401 510.00 DA

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G&C 139.142-US-U1

Please charge any additional fees or credit any overpayment to Gates & Cooper LLP, Deposit Account No. 50-0494.

Respectfully submitted,

David W. Kelleher

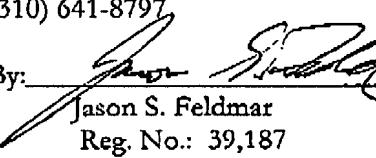
By their attorneys,

GATES & COOPER LLP
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: November 26, 2007

JSF/kmk

By:


Jason S. Feldmar

Reg. No.: 39,187

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Gates & Cooper LLP

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FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents
Attn: Examiner Khawar Iqbal
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: George H. Gates
OUR REF.: G&C 139.142-US-U1
TELEPHONE: (310) 642-4146

Total pages, including cover letter: 5

PTO FAX NUMBER: 571-273-8300

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmirted:	TRANSMITTAL DOCUMENTS (2) AND NOTICE OF APPEAL
Applicant:	David W. Kelleher
Serial No.:	09/689,245
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Our Ref. No.:	G&C 139.142-US-U1

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

By: Jason S. Feldman
Name: Jason S. Feldman
Reg. No.: 39,187

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Jason S. Feldman
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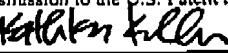
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By: 
Name: Kathleen Kelleher

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- Notice of Appeal.
- Charge the increase fee for the Notice of Appeal in the amount of \$10.00 to the Deposit Account.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

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Customer Number 22462
GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
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Name: Jason S. Feldman
Reg. No.: 39,187
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